IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

WRIT PETITION NO. 6246 OF 2007

Ambadas Ramchandra Bhosale.... Petitioner

versus

Rajendra Ramachandra Bhosale & ors..... Respondent.

Shri Surel S. Shah for the petitioner.

CORAM; A.P. DESHPANDE, J.
DATED; 28TH AUGUST, 2007

P.C.;

1. The order passed by the trial court permitting issuance of witness summons as prayed by the plaintiff is objected by filing the present petition by the original defendant. The suit filed by the plaintiff is for partition and separate possession. With a view to establish that the suit property is joint property, the plaintiff wanted to prove the voter's list and the ration card and hence the witness summons was asked for. The trial court realising the fact that the documents are crucial to decide the dispute permitted issuance of witness summons.

2. Perused the order. The same does not call for any interference., On the contrary the interlocatory order goes to achieve the cause of justice. Hence writ petition is summarily dismissed. The trial court shall proceed to decide the suit un-influenced by the

observations made in the order.

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